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OFFICE OF PETITIONS

BAYER HEALTHCARE LLC
LAW & PATENTS
800 DWIGHT WAY
BERKELEY CA 94710

In re Application of :
Haaning, et al. :
Application No. 10/529,624 : ON PETITION
Filed: October 13, 2005 :
Attorney Docket No. 0267us310 :

This is in response to petition to revive an unintentionally abandoned application under 37 CFR 1.137(b), filed November 9, 2009.

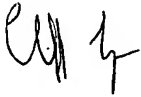
The petition under 37 CFR 1.137(b) is GRANTED.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action, mailed April 17, 2009, which set a shortened statutory period for reply of three months. Applicant filed an Amendment on July 17, 2009. However, in an Advisory Action mailed on July 30, 2009, the Examiner informed Applicant that the Amendment would not be entered because it failed to place the application in condition for allowance. No further reply with an extension of time having been received, the application became abandoned on July 18, 2009. The Office mailed a Notice of Abandonment on October 27, 2009.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and submitted the required reply in the form of a Request for Continued Examination.

The application is being forwarded to Group Art Unit 1652 for consideration of the RCE, filed November 9, 2009.

Telephone inquiries concerning this decision may be directed to the undersigned at 571-272-3207.

A handwritten signature in black ink, appearing to be 'Cliff Congo' with a stylized flourish at the end.

Cliff Congo
Petitions Attorney
Office of Petitions